

“e. *Maximum punishment.*

(1) *By force and without consent.* Dishonorable discharge, forfeiture of all pay and allowances, and confinement for life.

(2) *With a child who, at the time of the offense, has attained the age of 12 years, but is under the age of 16 years.* Dishonorable discharge, forfeiture of all pay and allowances, and confinement for 20 years.

(3) *With a child under the age of 12 years at the time of the offense.* Dishonorable discharge, forfeiture of all pay and allowances, and confinement for life.

(4) *Other cases.* Dishonorable discharge, forfeiture of all pay and allowances, and confinement for 5 years.”.

e. Paragraph 85e is amended to read as follows:

“e. *Maximum punishment.* Dishonorable discharge, forfeiture of all pay and allowances, and confinement for 3 years.”.

Sec. 4. These amendments shall take effect on December 9, 1994, subject to the following:

(a) The amendment made to Rule for Courts-Martial 1004(c) (4) shall apply only to offenses committed on or after December 9, 1994.

(b) Nothing contained in these amendments shall be construed to make punishable any act done or omitted prior to December 9, 1994, which was not punishable when done or omitted.

(c) The maximum punishment for an offense committed prior to December 9, 1994, shall not exceed the applicable maximum in effect at the time of the commission of such offense.

(d) Nothing in these amendments shall be construed to invalidate any nonjudicial punishment proceeding, restraint, investigation, referral of charges, trial in which arraignment occurred, or other action begun prior to December 9, 1994, and any such restraint, investigation, referral of charges, trial, or other action may proceed in the same manner and with the same effect as if these amendments had not been prescribed.

Sec. 5. The Secretary of Defense, on behalf of the President, shall transmit a copy of this order to the Congress of the United

States in accord with section 836 of title 10, United States Code.

William J. Clinton

The White House,
November 10, 1994.

[Filed with the Office of the Federal Register, 12:16 p.m., November 14, 1994]

NOTE: This Executive order and the attached annexes will be published in the *Federal Register* on November 15.

**Executive Order—12937—
Declassification of Selected Records
Within the National Archives of the
United States**

November 10, 1994

By the authority vested in me as President by the Constitution and the laws of the United States of America, it is hereby ordered:

Section 1. The records in the National Archives of the United States referenced in the list accompanying this order are hereby declassified.

Sec. 2. The Archivist of the United States shall take such actions as are necessary to make such records available for public research no later than 30 days from the date of this Order, except to the extent that the head of an affected agency and the Archivist have determined that specific information within such records must be protected from disclosure pursuant to an authorized exemption to the Freedom of Information Act, 5 U.S.C. 552, other than the exemption that pertains to national security information.

Sec. 3. Nothing contained in this order shall create any right or benefit, substantive or procedural, enforceable by any party against the United States, its agencies or instrumentalities, its officers or employees, or any other person.

William J. Clinton

The White House,
November 10, 1994.

[Filed with the Office of the Federal Register, 12:17 p.m., November 14, 1994]

NOTE: This Executive order and the attached annex will be published in the *Federal Register* on November 15.

NOTE: No nominations were submitted to the Senate during the period covered by this issue.

Digest of Other White House Announcements

The following list includes the President's public schedule and other items of general interest announced by the Office of the Press Secretary and not included elsewhere in this issue.

November 5

In the morning, the President traveled from Los Angeles, CA, to Anaheim, CA. He then traveled to San Francisco, CA, in the afternoon.

November 6

In the late morning, the President traveled to Seattle, WA. He traveled to Minneapolis, MN, in the afternoon.

November 7

In the morning, the President and Hillary Clinton traveled to Flint, MI. They traveled to Wilmington, DE, in the afternoon and returned to Washington, DC, in the evening.

The President announced his intention to appoint Richard St. Germaine as a member of the National Advisory Council on Indian Education.

The President announced his intention to nominate Johnnie Carson to be U.S. Ambassador to Zimbabwe.

Nominations Submitted to the Senate

Checklist of White House Press Releases

The following list contains releases of the Office of the Press Secretary that are neither printed as items nor covered by entries in the Digest of Other White House Announcements.

Released November 8

Statement by Press Secretary Dee Dee Myers announcing David Gergen's letter of resignation and the President's letter of acceptance

Transcript of a press briefing by Brig. Gen. Harold W. Nelson on the President's visit to the Far East

Released November 10

Statement by Press Secretary Dee Dee Myers on the Executive order on declassification of selected records within the National Archives of the United States

Acts Approved by the President

Approved November 9

H.J. Res. 390 / Public Law 103-464
Designating September 17, 1994, as "Constitution Day"